

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

JEFFREY FROMMER, LYUSEN (LOUIS) KRUBICH,
DANIEL FRIED, and PAT CAPRA,

Plaintiffs,

v.

MONEYLION TECHNOLOGIES INC. and
CONTINENTAL STOCK TRANSFER & TRUST
COMPANY,

Defendants,

MONEYLION TECHNOLOGIES INC.,

Counterclaim Plaintiff,

v.

JEFFREY FROMMER, LYUSEN (LOUIS) KRUBICH,
DANIEL FRIED, and PAT CAPRA,

Counterclaim Defendants.

MONEYLION INC.,

Third-Party Plaintiff,

v.

JEFFREY FROMMER, LYUSEN (LOUIS) KRUBICH,
DANIEL FRIED, and PAT CAPRA,

Third-Party Defendants.

Case No. 1:23-cv-06339-JMF

**DECLARATION OF
NATHANIEL AMENT-STONE**

I, NATHANIEL AMENT-STONE, pursuant to § 28 U.S.C. 1746, declare under penalty of perjury that the following is true and correct:

1. I am an attorney associated with the law firm of Katten Muchin Rosenman LLP, counsel for Plaintiffs in this action, and a member of the Bars of the States of New York and

California. I makes this Declaration in order to place before this Court certain documents and information referred to in Plaintiffs'–Counterclaim/Third-Party Defendants' Memorandum of Law in Support of Their Motion to Dismiss Counterclaims and Third-Party Complaint.

2. A true and correct copy of the Membership Interest Purchase Agreement dated November 15, 2021 is attached hereto as Exhibit 1.

3. A true and correct copy of excerpts from the Disclosure Schedules is attached hereto as Exhibit 2.

4. A true and correct copy of an email from Michael S. Harrington to Tim Sharkey dated October 29, 2021, and the attachments thereto, is attached as Exhibit 3.

5. A true and correct copy of an email from Tim Sharkey to Michael S. Harrington dated November 4, 2021 is attached as Exhibit 4.

6. A true and correct copy of a letter from David M. Levy to Marc H. Simon dated May 15, 2023 is attached hereto as Exhibit 5.

7. A true and correct copy of a letter from Eliot Lauer to David M. Levy dated June 6, 2023 is attached hereto as Exhibit 6.

8. A true and correct copy of a letter from David M. Levy to Eliot Lauer dated July 20, 2023 is attached hereto as Exhibit 7.

9. A true and correct copy of excerpts from the Form 10-K of MoneyLion Inc. for the year ended December 31, 2021 is attached hereto as Exhibit 8.

10. A true and correct copy of excerpts from the Form 10-Q of MoneyLion Inc. for the quarterly period ended March 31, 2022 is attached hereto as Exhibit 9.

11. A true and correct copy of the Employment Agreement between Malka Media Group, LLC and Jeffrey Frommer is attached hereto as Exhibit 10.

12. A true and correct copy of the Employment Agreement between Malka Media Group, LLC and Louis Krubich is attached hereto as Exhibit 11.

13. A true and correct copy of a letter from Eliot Lauer to MoneyLion Technologies, Inc. dated May 23, 2023 is attached hereto as Exhibit 12.

14. A true and correct copy of a letter from David M. Levy to Eliot Lauer dated May 25, 2023 is attached hereto as Exhibit 13.

Executed in New York, New York, on September 21, 2023.



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